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Via ECF

August 16, 2021

The Honorable Patrick J. Schiltz
United States District Court
300 South Fourth Street
Minneapolis, MN 55415
schiltz_chambers@mnd.uscourts.gov

Re: *Lindell v. US Dominion, Inc. et al.*, Case No. 0:21-cv-01332-PJS-DTS

Dear Judge Schiltz,

Along with Benesch, Friedlander, Coplan & Aronoff, LLP, this law firm represents Plaintiffs Smartmatic USA Corp., Smartmatic International Holding B.V., and SGO Corporation Limited, (collectively, “Smartmatic”) in the above-referenced matter. On July 7, 2021, the Court issued an order staying the case. *See Lindell v. Dominion, et al.*, No. 21-cv-1332-PJS-DTS (D. Minn.) (ECF No. 19). In staying the case, the Court ordered:

2. No later than seven days after a decision has been rendered on the pending motions in the D.C. action, Dominion must file a letter informing the Court of the decision and attaching a copy of the order disposing of the motions. The Court will then promptly schedule a status conference or schedule a hearing date on Dominion’s anticipated motions and issue a briefing schedule.

Lindell, No. 21-cv-1332 (ECF No. 19 at 2).

On July 14, 2021, the Court entered the Order Extending Time to Answer or Otherwise Plead for Smartmatic. *Lindell*, No. 21-cv-1332 (ECF No. 35). That Order states:

[Smartmatic] shall have until *the later of* the following to answer or otherwise respond to Plaintiff’s Complaint:

1. October 7, 2021; or

The Honorable Patrick J. Schiltz
August 16, 2021
Page 2

Via ECF

2. a deadline set by the Court at the status conference or hearing date scheduled pursuant to Point 2 of the Court's Order dated July 7, 2021 (ECF No. 19 at 2).

Id. (emphasis in original).

On August 12, 2021, counsel for Dominion Voting Systems Corporation, Dominion Voting Systems, Inc., and U.S. Dominion, Inc. ("Dominion") submitted a letter to the Court and stated that Dominion can be available for a status conference anytime on August 16 or afterwards. *Lindell*, No. 21-cv-1332 (ECF No. 37 at 1).

Counsel for Smartmatic is unavailable for a status conference on August 16 and 17, 2021 due to a previously scheduled argument on the motions to dismiss pending in *Smartmatic USA Corp., et al. v. Fox Corporation, et al.*, NYS Supreme Court, New York County, Index No. 151136/2021, set for Tuesday, August 17, 2021. Smartmatic can be available to participate any time on Thursday, August 19 or afterwards.

Very kind regards,

ROBINS KAPLAN LLP

A handwritten signature in dark ink, appearing to read "William E. Manske", with a stylized flourish at the end.

William E. Manske